

DECLARATION AND POWER OF ATTORNEY

Attorney File: 24-US

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one named is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Non-Nucleosidic Coumarin Derivatives As Polynucleotide-Crosslinking Agents, the specification of which

X is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, code of Federal Regulations, 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: NONE

I hereby claim the benefit under Title 35, United States Code, 119(e) of any United States provisional application(s) listed below:

<u>Prior Application(s)</u>	<u>Priority Claimed</u>	<u>Status</u>
<u>60/408,633</u> (number)	<u>06/09/02</u> (day/mo/year filed)	<u>X</u> YES <u>NO</u>
		<u>pending</u>

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of title 35, United States Code 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Registrations, 156(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Prior Application(s)</u>	<u>Priority Claimed</u>	<u>Status</u>
<u>NONE</u> (number)	<u>Yes</u> <u>No</u>	<u> </u>

I hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, said attorney having full power of substitution and revocation: Ralph T. Lilore, Reg. No. 20,079. Address all telephone calls to Ralph T. Lilore (973) 667-6000. Address all correspondence to Ralph T. Lilore, 371 Franklin Avenue, Nutley, New Jersey 07110.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge and after having been warned that willful false statements, and the like, so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Peter C.Cheng

Inventor's signature



Residence

1162 Robalo Court, San Jose, CA 95132

Citizenship

US

Post Office Address

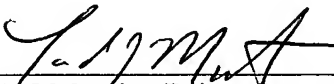
1162 Robalo Court, San Jose, CA 95132

Date

Sept. 02, 2003

Full name of second inventor Tadashi J. Mizoguchi

Inventor's signature



Residence

2415 Moraine Drive, Santa Clara, CA 95051

Citizenship

US

Post Office Address

2415 Moraine Drive, Santa Clara, CA 95051

Date

August 29, 2003

Applicant or Patentee: Peter C. Cheng, Tadashi J. Mizoguchi

Serial or Patent No.: _____

Filed or Issued: _____

Title: Non-Nucleosidic Coumarin Derivatives As Polynucleotide-Crosslinking Agents

Attorney's

Docket No.: 24-US

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN NAXCOR, Inc.

ADDRESS OF SMALL BUSINESS CONCERN 4600 Bohannon Drive- Suite 220
Menlo Park, California-94025

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Non-Nucleosidic Coumarin Derivatives As Polynucleotide-Crosslinking Agents by inventor(s) Peter C. Cheng, Tadashi J. Mizoguchi described in

☒ the specification filed herewith

☐ application serial no. _____, filed _____

☐ patent no. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____

ADDRESS _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

NAME _____

ADDRESS _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Elizabeth Lison

TITLE OF PERSON IF OTHER THAN OWNER Vice President, Operations

ADDRESS OF PERSON SIGNING 4600 Bohannon Drive - Suite 220

Menlo Park, California 94025

SIGNATURE E. M. Lison DATE 8/29/03